

Dan and Catherine Kleiber
N9387 Riverview Dr.
Waterloo, WI 53594
(920) 478-9696

Commissioner Eric Callisto
Commissioner Mark Meyer
Commissioner Lauren Azar
Public Service Commission of Wisconsin
610 North Whitney Way. P.O. Box 7854
Madison, Wisconsin 53707-7854

March 19, 2011

Dear Commissioners,

I have enclosed a copy of the letter we received from We Energies giving us 48 hours notice of electrical service cutoff. We are customers in good standing and there is NO safety hazard.

We Energies wishes to disconnect us in retaliation for not allowing them to place their dangerous transmitting meters on home and farm electrical services. However, they do not want to cut off our electricity on April 15 only because we refuse to take a dangerous meters, so they are striving to create justification for doing so. In so doing, they are violating PSC 113.0508.

The padlocks have been on the meter pedestals, equipment we own, for nearly two years. The purpose is not to deny access to We Energies for any legitimate maintenance need, but to prevent them from installing a transmitting meter we know to be dangerous to our health. Others have merely put signs and requested that We Energies not install the transmitting meters. Those requests were not honored and they are now sick. And We Energies refuses to remove the meters.

We Energies does not have the right to install equipment on our home and farm that is dangerous to us so we have padlocked OUR meter pedestals to assure that they accommodate our disability as required by the Americans with Disabilities Act (ADA).

The situation is not dangerous or urgent. The locks have been in place for nearly two years. They do not pose a threat in an emergency situation because, according to the Jefferson County Sheriff's Office, We Energies will get called in the event that an emergency shutoff is needed. They can easily disconnect power to our home or farm buildings by pulling the fuses in the transformer - the most easily accessible and highly visible piece of electrical equipment in our yard. The threat to terminate our power is bullying, intimidation, and harassment, a violation of PSC 113.0508. I spoke with Tom Held, Supervising Engineer Meter Technology, on October 18, 2010 when he initially voiced this concern - nearly a year and a half after initial installation of the padlocks - and pointed out the lack of safety issue, as I have just laid out. He concurred saying "I know. They can pull the fuse." And, after understanding the reason we had the

padlocks in place and acknowledging the lack of safety threat, he said "I'm not saying you have to take it [the padlock on the meter] off." He also apologized a couple of times for disturbing me during the conversation after understanding that there was no safety issue. I last spoke with Sue Crane on December 17, 2010 regarding this issue. Obviously, this is not a real safety issue or it would not have taken until March to take action, unless they are negligent. (During that conversation she again reiterated that they would not accommodate us and would either install the transmitting meter or cut us off.)

Cutting off the power of customers in good standing (us) who are merely trying to protect our family's health, would be unconscionable (PSC 113.0507(1)). As such, the PSC has a duty and latitude PSC 113.01(2) to prevent this. Disconnection of our service without cause, as this would be, is in violation of PSC 2.11(2). Failure to prevent our disconnection and require accommodation of our disability would result in the PSC being in violation of Title II of the ADA. Accommodation is simply a matter of requiring We Energies to allow us to keep our analog meters, which we would be happy to read and self-report using We Energies' existing automated call-in system, as allowed by PSC 113.0405. They can verify our honesty during their legally required meter check every six months.

While we are not causing an unsafe situation, We Energies is. The transmitting electrical meter they are forcing on their customers is not UL listed. No UL number appears on the meter face and two separate UL employees could not find a listing for the GE Model I-210 meter in their system. Transmitting electrical meters have been implicated in starting fires in California (http://www.turnto23.com/north_river_county/21601647/detail.html). The fire marshal should be made aware of this potential hazard so tracking can be done statewide and immediate removal can be mandated statewide if any problems are detected.

Fire is not the only hazard posed by the transmitting meters. Over 2,500 complaints about health problems related to the transmitting meters have been filed in California. Furthermore, two of the transmitting electrical meters being used in California have been found to be in violation of the FCC's inadequate safety guidelines when tested independently, in spite of being FCC licensed (<http://sagereports.com/smart-meter-rf/>). I know others are experiencing health problems as a result of transmitting utility meters (water, gas, and electric) in WI. The PSC should require the utilities to report health complaints they receive. They should have records as required under PSC 113.0610. They should also require the utilities to replace transmitting meters with analog meters, particularly where a doctor's letter requesting this accommodation is presented. Ours, which We Energies has copies of, are enclosed. Additionally, the PSC should require full disclosure of information related to the transmitters in all AMR meters and independent testing to verify the accuracy of the information. PSC 113.01(2) allows you to take these actions.

Additionally, installation of transmitting electrical meters, another source of radiofrequency interference, or degradation of We Energies equipment, has resulted in radiofrequency interference on the line which is radiating off of our transformer and causing cardiac arrhythmias for our son. PLEASE REQUIRE WE ENERGIES TO REMEDY THIS AT ONCE. (PSC 113.0707 and PSC 113.0201)

Again, there is no safety violation on our part. The PSC will be in violation of PSC 113.0507(1) on unconscionability, PSC 2.11(2) on service disconnection and Title II of the ADA if they do not prevent We Energies from terminating our electrical service and require them to accommodate us. However, it is imperative that We Energies be immediately required to remedy the unsafe situation resulting in radiofrequency radiation radiating from our transformer and causing cardiac arrhythmia in our young son.

I hope the PSC will exercise the authority granted under PSC 113.01(2) in order to fulfill their charge to “Oversee and facilitate the efficient and fair provision of quality utility services in Wisconsin” and:

1. Require reporting of health complaints about transmitting meters filed with utilities by ratepayers.
2. Require remediation - replacement of transmitting meters with analog meters.
3. Require full disclosure of information related to the transmitters in all AMR meters and independent testing to verify the accuracy of the information and compliance with FCC guidelines.
4. Notify the fire marshal of the potential hazard posed by these non-UL listed meters so proper reporting and recall can be done.
5. Fund truly independent epidemiological studies to track population health changes subsequent to transmitting meter installation.

Thank you for assistance.

Sincerely,

Dan Kleiber and Catherine Kleiber

cc:

Sue Crane

Rep. Jorgensen

Sen. Fitzgerald

Waterloo Fire Department

Waterloo Police Department

Jefferson County Sheriff's Office

Attorney General J.B. Van Hollen

State Fire Marshal Tina R. Virgil

Department of Health Services Secretary Dennis Smith

Tina R. Virgil ; State Fire Marshal
Wisconsin Division of Criminal Investigation
PO Box 7857
Madison WI 53707-7857

Tina R. Virgil
Bureau Director / State Fire Marshal
608-266-1671
virgiltr@doj.state.wi.us

Joell E. Schigur
Special Agent In Charge
608-266-1671
schigurje@doj.state.wi.us

Public Service Commission of Wisconsin
610 North Whitney Way. P.O. Box 7854
Madison, Wisconsin 53707-7854
Phone:(608)266-5481

Public Service Commission of Wisconsin
P.O. Box 7854
Madison, WI 53707-7854.

DHSwebmaster@wisconsin.gov

Department of Health Services
1 West Wilson Street
Madison, WI 53703

General Phone Number: 608-266-1865,
TTY Phone Number: 888-701-1251.

You can find staff phone numbers and e-mail addresses for DHS programs using the [Directory of Department Services](#).

DOJ Office of Consumer Protection:
(800) 998-0700 or (608) 266-1852

Contact the Department of Justice

If you would like to contact the Wisconsin Department of Justice by telephone, please call:
608-266-1221

If you would like to write to the Wisconsin Department of Justice, please direct all communication to:

Wisconsin Department of Justice
P.O. Box 7857
Madison, WI 53707-7857
Fax: 608-267-2779

The Wisconsin Department of Justice headquarters is located in the Risser Justice Center, 17 West Main Street, in Madison.

If you would like to serve a notice of claim [PDF form] upon the Attorney General under Wis. Stat. 893.82, please direct such claim to:

Attorney General J.B. Van Hollen
114 East State Capitol
Madison, WI 53707-7857

Fire Chief Vern Butzine
Waterloo Fire Department
900 Industrial Lane, Waterloo Wisconsin 53594
Phone: (920) 478-2535
Fax: (920) 478-9597

Chief Timothy Thomas
Waterloo Police Department
136 N. Monroe St
Waterloo, Wi. 53594-1125
email: police@waterloowi.us
Ph. (920) 478-2343
Fax (920) 478-4746
Emergency 911

PSC Commissioners

The PSC is composed of three full-time Commissioners who decide the cases brought to the PSC for changes in utility operations, rates and for construction projects after a complete and thorough review of all the records compiled in the case, including public comments. Commissioners are appointed by the Governor and confirmed by the State Senate for staggered, six-year terms.

One of these Commissioners is appointed chairperson by the Governor for a two-year term. The Commissioners' Office, under the direction of the Chairperson, has oversight of all PSC staff related activities.

Eric Callisto was appointed Chairperson of the Public Service Commission of Wisconsin in May of 2008.

Prior to his appointment, he was the Executive Assistant to the Chairperson of the PSC. His previous Wisconsin state government positions include Administrator of the Division of Enforcement at the Department of Regulation and Licensing and Assistant Legal Counsel to Governor Jim Doyle.

From 1997 through 2003, he was an Assistant Attorney General at the Wisconsin Department of Justice, in both the Environmental Protection and Civil Litigation units. He has worked as a public defender in New York City and Philadelphia, and as a policy advisor at the U.S. Environmental Protection Agency in Washington D.C.

He has a law degree from the University of Wisconsin-Madison and a B.A. in Environmental Sciences from the University of Virginia.

If you would like to contact Chairperson Callisto, please send him an e-mail at: Sandra.Paske@wisconsin.gov.

Mark Meyer was appointed Commissioner of the Public Service Commission by Governor Jim Doyle in September 2004.

Commissioner Meyer has an extensive legislative background, serving in both the State Assembly and Senate and previously working in the U.S. Congress.

Before joining the PSC, Commissioner Meyer served as Senator for the 32nd Senate District in western Wisconsin. As Senator, Commissioner Meyer served on numerous legislative committees including the Energy and Utilities; Transportation and Information Infrastructure; and Economic Development, Job Creation and Housing committees. He also served on the State Building Commission.

